Jun-02-04

PTC/ddist8 (08-03)
Approved for use through 67/61/2006, OMS 0631-0031
U.S. Palent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
cond to a collection of information unless Edigitive a valed OMS compt number.

ofer the Papersons Reguction Act of 1995, no persons are required to respond to a collect TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number (Optional) AMAT/8473/CPW/CVO/PJS

in re Application of: Youn et al.

Application No. 10/074 ARK

Filed: February 11, 200 For DEPOSITION OF TUNGSTEN FILMS

binding upon the grantee, its successors or antigns.

REJECTION OVER A PRIOR PATENT

The owner <u>Apolind Maladels Inc. Sante Clara, CA</u> of <u>one hundred (100)</u> percent interest in the instant application hereby discillating, assept as provided below, the terminal part of the stability term of any patent granted on the system of the control of the control of the control of the full stating term of the control of the full stating term of the control of 50 U.S.C. 154. to 100 and 1772, as presently shortened by any terminal disclaimer, of prior Peters No. 6,218,201. The owner heelest and the prior peters No. 6,218,201. The owner heelest and the prior peters No. 6,218,201. The owner heelest and the prior peters No. 6,218,201. The owner heelest and the prior peters No. 6,218,201. The owner heelest and the prior peters No. 6,218,201. The owner heelest and the prior peters No. 6,218,201. The owner heelest No. 6,218,201. The ow

In making the above disclaimer, the owner does not disclaim the terminal part of eny patent granted on the instant application that would extend to the expresson date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal declarator, in the event that it later: expires for fallure to pay a maintenence fee, is hold unemforceable, is found invalid by a court of competent jurisdiction, is statutionly disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all olaims cancelled by a recommination certificate, is reliasued, or is in any manner terminated prior to the expiration of its full statutory term as presently chortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate,

For submissions on behalf of an organization (e.g., corporation, partnership, university, government egency, etc.), the undersigned is empowered to ect on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and boilet are believed to be true, and further that these statements were made with the knowledge that within take statements and the like so made are purishable by fine or imprisonment, or both, under Saction 1001 of Tible 18 of the United States Code and that each wilful false statements may jeopardize the validity of the application or any patient issued thorong

2. The undersigned is an attorney of record.

June 2, 2004 Signature Date Kalin M. Tacker Typed or printed name (713) 623-4644 Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. ent under 37 CFR 9,73(b) is required if terminal disclaimer is signed by the assignee (owner).

This detailment withouther in security of CFF 1,33. The information is required to closin or critars a benefit by the politic which is to like only the CLUFFO on processing an abusiness confidence with the confidence of the country of the country

Form PTC/SB/96 may be used for making this certification. See MPEP 6 324.